

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

FRACTUS, S.A.,

Plaintiff,

vs.

SAMSUNG ELECTRONICS CO., LTD., *et al.*

Defendants.

Civil Action No. 6:09cv203

JURY TRIAL DEMANDED

**FRACTUS'S NOTICE OF SUPPLEMENTAL AUTHORITY REGARDING
WILLFULNESS, ENHANCED DAMAGES AND ATTORNEYS' FEES**

Attached as Exhibit A is an opinion from the Federal Circuit in Bard Peripheral Vascular, Inc. and David Goldfarb, M.D., *Plaintiffs/Counterclaim Defendants-Appellees*, and C. R. Bard, Inc., *Counterclaim Defendant-Appellee*, v. W. L. Gore & Associates, Inc., *Defendant/Counterclaimant-Appellant*, 2010-1510, decided February 10, 2012. This opinion is relevant to willfulness (Dkt. No. 1047) and enhanced damages and attorneys' fees (Dkt. No. 1028).

DATED: February 15, 2012

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that all counsel of record, who are deemed to have consented to electronic service are being served this 15th day of February, 2012 with a copy of this document via the Court's CM/ECF system per Local Rule CD-5(a)(3).

/s/ Matthew Behncke